

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
DI-5766 (112713-439)

In Re Application Of: **Robert W. Childers et al.**

JAN 09 2004

Serial No.
10/623,316

Filing Date
July 17, 2003

Examiner
Unknown

Group Art Unit
3736

Title: **SYSTEMS AND METHODS FOR PERFORMING PERITONEAL DIALYSIS**

Address to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
 - the statement specified in 37 CFR 1.97(e);
OR
 the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.
DI-5766 (112713-439)

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PTO/USPTO

TRADEMARK OFFICE

Serial No.

10/623,316

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Examiner

Unknown

Group Art Unit

3736

SYSTEMS AND METHODS FOR PERFORMING PERITONEAL DIALYSIS

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of _____ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. **02-1818** as described below.
- Charge the amount of _____
- Credit any overpayment.
- Charge any additional fee required.

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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

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Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on Jan. 7, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Typed or Printed Name of Person Mailing Certificate

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Signature

Dated: **January 7, 2004**

Robert M. Barrett

Reg. No. 30,142

BELL, BOYD & LLOYD LLC

P.O. B x 1135

Chicag , IL 60690-1135

(312) 807-4204

CC:

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.
DI-5766 (112713-439)

In Re Application Of: Robert W. Childers et al.

JAN 09 2004
95

PATENTS TRADEMARKS OFFICE

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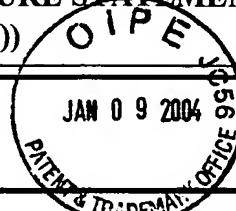
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Examiner

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Group Art Unit

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cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert W. Childers et al.
Appl. No.: 10/623,316
Conf. No.: 3437
Filed: July 17, 2003
Title: SYSTEMS AND METHODS FOR PERFORMING PERITONEAL DIALYSIS
Art Unit: 3736
Examiner: Unknown
Docket No.: DI-5766 (112713-439)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, be made during the course of examination of the above-identified application for United States patent. Pursuant to the Official Gazette Notice dated August 5, 2003, copies of the cited U.S. patents and patent applications are not included as this application was filed after June 30, 2003. However, copies of all other cited references are included with this form.

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<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
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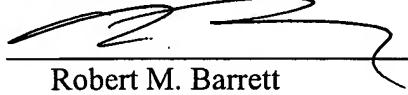
“Fresnius 90/2 Peritoneal Therapy Cycler” Article, written by Fresenius USA, dated 07/93.

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY



Robert M. Barrett

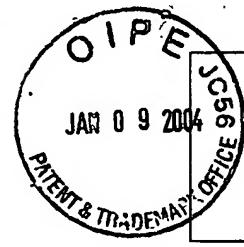
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Dated: January 7, 2004

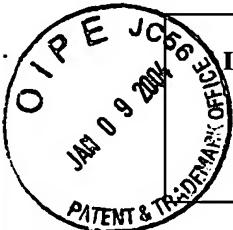


INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)			Atty Docket No. DI-5766 (112713-439)	Application No. 10/623,316
PTO Form 1449			Applicant Robert W. Childers et al.	
			Filing Date July 17, 2003	Group 3736

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Examiner:	Date Considered:
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*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609;
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(Use several sheets if necessary)

PTO Form 1449

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PTO Form 1449

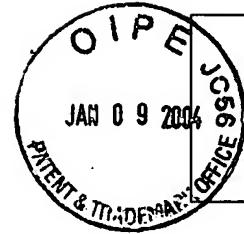
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	4,680,445	07/14/87	Ogawa			
	4,684,460	08/04/87	Issautier			
	4,703,913	11/03/87	Hunkapiller			
	4,718,890	01/12/88	Peabody			
	4,735,609	04/05/88	Comeau et al.			
	4,747,822	05/31/88	Peabody			
	4,765,907	08/23/88	Scott			

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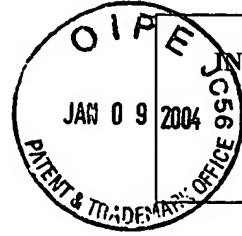
Atty Docket No. DI-5766 (112713-439)	Application No. 10/623,316
Applicant Robert W. Childers et al.	
Filing Date July 17, 2003	Group 3736

U.S. PATENT DOCUMENTS

Examiner's Initials	Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
	4,769,151	09/06/88	Shouldice			
	4,804,474	02/14/89	Blum			
	4,844,074	07/04/89	Kurucz			
	4,847,470	07/11/89	Bakke			
	4,906,816	03/06/90	van Leerdam			
	4,976,683	12/11/90	Gauthier et al.			
	5,004,459	04/02/91	Peabody et al.			
	5,073,167	12/17/91	Carr et al.			
	5,125,069	06/23/92	O'Boyle			
	5,141,492	08/25/92	Dadson et al.			
	5,141,493	08/25/92	Jacobson et al.			
	5,180,896	01/19/93	Gibby et al.			
	5,277,820	07/13/93	Miyashita et al.			
	5,284,470	02/08/94	Beltz			
	5,245,693	09/14/93	Ford et al.			
	5,336,173	08/09/94	Folden			
	5,338,293	08/16/94	Jeppsson et al.			
	5,350,357	09/27/94	Kamen et al.			
	5,370,674	12/06/94	Farrell			
	5,381,510	01/10/95	Ford et al.			
	5,408,576	04/18/95	Bishop			
	5,420,962	05/30/95	Bakke			
	5,438,510	08/01/95	Bryant et al.			
	5,474,683	12/12/95	Bryant et al.			
	5,498,338	03/12/96	Kruger et al.			

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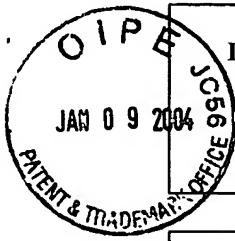
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Examiner's Initials	Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
	5,542,919	08/06/96	Simon et al.			
	5,641,405	06/24/97	Keshaviah et al.			
	5,643,201	07/01/97	Peabody et al.			
	5,645,734	07/08/97	Kenley et al.			
	5,683,381	11/04/97	Carr et al.			
	5,685,988	11/11/97	Malchesky			
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	5,724,478	03/03/98	Thweatt			
	5,729,653	03/17/98	Magliochetti et al.			
	5,744,042	06/30/98	Johnston			
	5,762,782	06/09/98	Kenley et al.			
	5,790,752	08/04/88	Anglin et al.			
	5,816,779	10/06/98	Lawless et al.			
	5,836,908	11/17/98	Beden et al.			
	5,858,238	01/12/99	McRea et al.			
	5,873,853	02/23/99	Keilman et al.			
	5,875,282	02/23/99	Jordan et al.			
	5,902,336	05/11/99	Mishkin			
	5,919,369	07/06/99	Ash			
	5,921,951	07/13/99	Morris			
	5,938,634	08/17/99	Packard			
	5,944,684	08/31/99	Roberts et al.			
	5,960,160	09/28/99	Clark et al.			
	5,980,481	11/09/99	Gorsuch			

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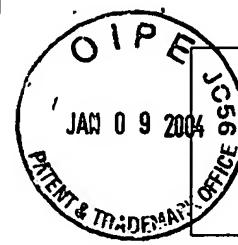
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	5,984,891	11/16/99	Keilman et al.			
	5,989,238	11/23/99	Ginsburg			
	5,989,423	11/23/99	Kamen et al.			
	6,069,343	05/30/00	Kolowich			
	6,074,359	06/13/00	Keshaviah et al.			
	6,129,699	10/10/00	Haight et al.			
	6,139,528	10/31/00	Kistner et al.			
	6,142,974	11/07/00	Kistner et al.			
	6,142,975	11/07/00	Kistner et al.			
	6,146,359	11/14/00	Carr et al.			
	6,168,578 B1	01/02/01	Diamond			
	6,175,688 B1	01/16/01	Cassidy et al.			
	6,193,684	02/27/01	Burbank et al.			
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	6,220,299	04/24/01	Arvidsson et al.			
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	6,229,957	05/08/01	Baker			
	6,234,991 B1	05/22/01	Gorsuch			
	6,234,992 B1	07/22/01	Haight et al.			
	6,236,809 B1	05/22/01	Cassidy et al.			
	6,245,039 B1	06/12/01	Brugger et al.			
	6,254,567 B1	07/03/01	Trea et al.			
	6,261,261	07/17/01	Gordon			
	6,261,809	07/17/01	Bertling et al.			

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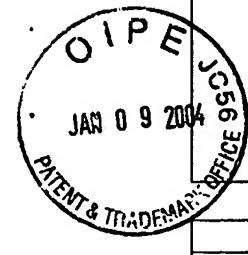
Examiner's Initials	Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
	6,290,669	09/18/01	Zicherman			
	6,293,921 B1	09/25/01	Shinmoto et al.			
	6,302,653	10/16/01	Bryant et al.			
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	Re 32,303	12/08/86	Lasker et al.			

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Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No
	EP64,393	11/10/82	EPO				
	EP152,717	08/28/85	EPO				
	EP980,685	02/23/00	EPO				
	EP0243547 B1	07/24/91	EPO				
	EP0402505 B1	12/15/93	EPO				
	EP0498382 B1	11/13/96	EPO				
	EP0575512 B1	05/27/98	EPO				
	EP0659092 B1	10/11/00	EPO				
	EP0778033 A2	11/30/96	EPO				
	EP0847769 B1	08/29/01	EPO				
	EP0928615 A1	07/14/99	EPO				

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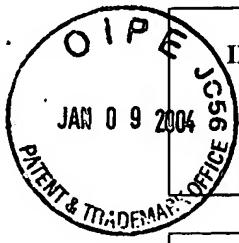


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PTO Form 1449			Applicant Robert W. Childers et al.	
			Filing Date July 17, 2003	Group 3736

FOREIGN PATENT DOCUMENTS						
Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation
						Yes No
	EP0956876 A1	11/17/99	EPO			
	GER1982892 3A1	01/05/00	Germany			
	GER1981469 5 C2	09/13/01	Germany			
	GB2,122,509	01/18/84	UK			
	GB2,124,511	02/22/84	UK			
	JP55-32384	03/31/80	Japan			
	JP4348,757	03/12/92	Japan			
	JP07-299455	11/14/95	Japan			
	JP10085,324	04/07/98	Japan			
	JP11137,672	05/25/99	Japan			
	JP200120483	12/22/00	Japan			
	JP8029224	02/02/96	Japan			
	JP92002060	01/07/92	Japan			
	JP9327,511	12/22/97	Japan			
	JP96029224	02/02/96	Japan			
	SU1012918	03/12/81	Sweden			
	SU1344362	06/28/84	Sweden			
	WO4/20158	09/15/94	PCT			
	WO95/02559	01/26/95	PCT			
	WO95/35124	12/28/95	PCT			
	WO97/47337	06/09/97	PCT			
	WO98/17333	04/30/98	PCT			
	WO99/03519	01/28/99	PCT			

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Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No
	WO99/06082	02/11/99	PCT				
	WO00/20050	04/13/00	PCT				
	WO00/20052	04/13/00	PCT				
	WO00/50143	08/31/00	PCT				
	WO00/57928	10/05/00	PCT				

Examiner's Initials	OTHER DOCUMENTS (<i>Including Author, Title, Date, Pertinent Pages, Etc.</i>)
	“Fresnius 90/2 Peritoneal Therapy Cycler” Article, written by Fresenius USA, dated 07/93.

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